

*Settlement*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

THE BANK OF NEW YORK, as  
Indenture Trustee,

Plaintiff,

v.

TYCO INTERNATIONAL GROUP, S.A.  
and TYCO INTERNATIONAL, LTD.,  
Defendants.

UNUM LIFE INSURANCE COMPANY  
OF AMERICA, FIRST UNUM LIFE  
INSURANCE COMPANY, PROVIDENT  
LIFE AND ACCIDENT INSURANCE  
COMPANY, KNIGHTS OF COLUMBUS,  
NEW YORK LIFE INSURANCE  
COMPANY, NEW YORK LIFE  
INSURANCE AND ANNUITY  
CORPORATION, SUNAMERICA LIFE  
INSURANCE COMPANY, and THE  
VARIABLE ANNUITY LIFE  
INSURANCE COMPANY,

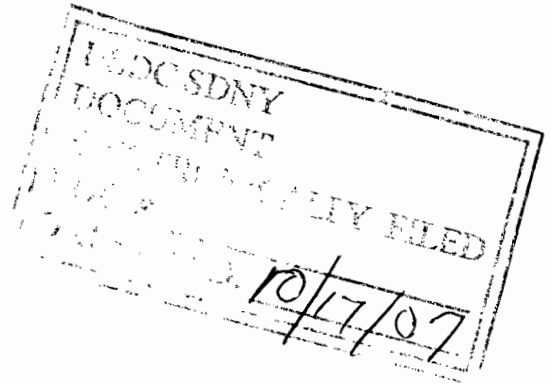
Intervenor-  
Plaintiffs,

v.

TYCO INTERNATIONAL GROUP, S.A.,  
TYCO INTERNATIONAL, LTD., and  
TYCO INTERNATIONAL FINANCE  
S.A.,

Defendants.

Docket No. 07 CV 4659 (SAS)



**NOTICE OF DISMISSAL**

PLEASE TAKE NOTICE that, pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, there having been no service of an answer to the Complaint in Intervention nor service of a motion for summary judgment, Intervenor-Plaintiffs

voluntarily dismiss without prejudice their claims asserted against Defendants in the Complaint in Intervention.

Dated: October 17, 2007

Respectfully submitted,

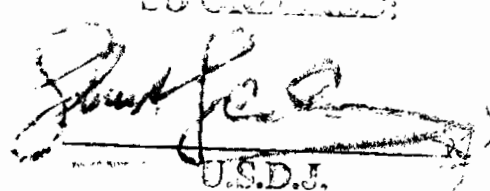
PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: Gerard E. Harper / Andrew G. Gordon / Andrew N. Rosenberg

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*Attorneys for Intervenor-Plaintiffs*

Date: Oct 17, 2007

SO ORDERED:  
  
U.S.D.J.

Shira A. Scheindlin, USDJ